

Report Date: April 12, 2017

**United States District Court**

**for the**

**Eastern District of Washington**

**Petition for Warrant or Summons for Offender Under Supervision**

FILED IN THE  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON  
**APR 12 2017**  
SEAN F. McAVOY, CLERK  
SPOKANE, WASHINGTON DEPUTY

Name of Offender: Antonio Derryl Thomas                      Case Number: 0980 2:13CR00045-WFN-1  
Address of Offender:    Spokane, Washington 99207  
Name of Sentencing Judicial Officer: The Honorable Wm. Fremming Nielsen, Senior U.S. District Judge  
Date of Original Sentence: September 4, 2013  
Original Offense:            Felon in Possession of a Firearm, 18 U.S.C. § 922(g)(1); Felon in Possession of  
   Ammunition, 18 U.S.C. § 922(g)(1)  
Original Sentence:            Prison - 48 months                      Type of Supervision: Supervised Release  
   TSR - 36 months  
Asst. U.S. Attorney:           Matthew F. Duggan                      Date Supervision Commenced: October 9, 2016  
Defense Attorney:            Bryan P. Whitaker                      Date Supervision Expires: October 8, 2019

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**PETITIONING THE COURT**

**To issue a summons.**

The probation officer believes that the offender has violated the following condition(s) of supervision:

<u>Violation Number</u>	<u>Nature of Noncompliance</u>
1	<p><b><u>Mandatory Condition #2:</u></b> The defendant shall not commit another Federal, state, or local crime.</p> <p><b><u>Supporting Evidence:</u></b> On April 2, 2017, Mr. Thomas violated his conditions of supervised release in Spokane, Washington, for being arrested for driving under the influence of alcohol (DUI), case number 17-009288.</p> <p>On October 12, 2016, the undersigned officer reviewed the conditions of supervision with Mr. Thomas, to include he shall not commit another Federal, state, or local crime. He signed his conditions on October 12, 2016, acknowledging he understood his conditions of supervised release.</p>

**Re: Thomas, Antonio Derryl**

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**Special Condition #18:** You shall abstain from alcohol and shall submit to testing (including urinalysis and Breathalyzer), as directed by the supervising officer, but no more than six tests per month, in order to confirm continued abstinence from this substance.

**Supporting Evidence:** On April 2, 2017, Mr. Thomas violated his conditions of supervised release in Spokane, Washington, by consuming alcohol. On April 2, 2017, Mr. Thomas was arrested for DUI, case number 17-009288. According to the police report, the arresting officer questioned Mr. Thomas regarding how much alcohol he had consumed. Mr. Thomas advised the arresting officer that "he had a couple." He also told the arresting officer that he had "two" approximately 4 hours ago. On April 3, 2017, Mr. Thomas notified the undersigned officer of the new law violation for DUI, to include admitting to having "one beer." Furthermore, on April 4, 2017, Mr. Thomas reported to the United States Probation Office and admitted to the undersigned officer that he had consumed "two beers" the night of his arrest for DUI.

The U.S. Probation Office respectfully recommends the Court issue a summons requiring the offender to appear to answer to the allegations contained in this petition.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on: 04/12/2017

s/Corey M. McCain

Corey M. McCain  
U.S. Probation Officer

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## THE COURT ORDERS

- ☐ No Action
- ☐ The Issuance of a Warrant
- ☒ The Issuance of a Summons
- ☐ Other

  
\_\_\_\_\_  
Signature of Judicial Officer

April 12 2017  
\_\_\_\_\_  
Date